

**BOARD OF COUNTY COMMISSIONERS  
LAKE COUNTY, FLORIDA**

**REGULAR MEETING**

**NOVEMBER 21, 2006**

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**COUNTY COMMISSIONERS**

**Welton G. Cadwell, Vice Chairman  
Jennifer Hill, District #1  
Elaine Renick, District #2  
Debbie Stivender, District #3  
Linda Stewart, District #4**

**Cindy Hall, County Manager  
Sanford A. Minkoff, County Attorney  
James C. Watkins, Clerk to the Board**

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**DISCLAIMER**

**This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.**

**Formal and regular meetings of the Board of County Commissioners are typically held on Tuesdays. As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a work session during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. Work sessions do not take the place of the formal public hearing process during which public comment is heard and formal action is taken.**

**The Board and staff welcome written comments prior to any public meeting. Comments or questions regarding the subject matter of any Board action or workshop may be delivered by written comment to appropriate County staff or mailed to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778. Citizen input is also typically scheduled at the conclusion of public meetings on the first and third Tuesdays.**

## **ITEMIZED AGENDA**

**November 21, 2006**

9:00 A.M. Invocation

Pledge of Allegiance

### **I. INVESTITURE**

Reception in honor of Commissioners Linda Stewart and Elaine Renick

### **II. AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

### **III. MINUTE APPROVAL**

Tab 1 Approval of the following Minutes:

September 5, 2006 (Regular Meeting)  
October 17, 2006 (Regular Meeting)  
October 24, 2006 (Regular Meeting)  
October 26, 2006 (Special Meeting – State of the County)

### **IV. CLERK OF COURT'S CONSENT AGENDA**

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 9)

1. List of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office – Acknowledge Receipt
2. CD containing St. Johns River Water Management District's Water Resource Development Work Program, updated for Fiscal Year 2006/2007, pursuant to Section 373.536(6)(a)(4) of the Florida Statutes – Acknowledge Receipt
3. Annexation Ordinance No. 2006-19, from the City of Minneola, annexing by voluntary petition approximately 1,850 acres located south of the Florida Turnpike, east of US Highway 27, and north of Old Highway 50, said property being contiguous to the City of Minneola. Passed and ordained the 10<sup>th</sup> day of October, 2006, by the City Council of the City of Minneola, Florida – Acknowledge receipt

4. 2007 Governing Board Meeting Schedule for the St. Johns River Water Management District. Meetings are held at the Palatka District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, Florida, on the following dates:

January 9, 2007	February 13, 2007
March 13, 2007	April 10, 2007
May 8, 2007	June 12, 1007
July 10, 2007	August 7, 2007
September 11, 2007	September 25, 2007 (Final Budget Hearing)
October 9, 2007	November 13, 2007
December 11, 2007	

Recommendation: Acknowledge Receipt

5. Notice of Meeting – Arlington Ridge Community Development District – A meeting of the Board of Supervisors of the Arlington Ridge Community Development District is scheduled to be held on Tuesday, November 14, 2006, at 10:00 a.m. The meeting will be held at the Arlington Ridge Administration Building, 4463 Arlington Ridge Boulevard, Leesburg, Florida - Acknowledge Receipt
6. Excess fees returned to Board of County Commissioners from Clerk of Circuit Court, in the amount of \$1,022,398.29 - Acknowledge Receipt
7. Notice Before the Florida Public Service Commission – Supplemental Notice of Hearing to All Investor-Owned Electric and Gas Utilities and All Other Parties and Interested Persons, regarding the following:

Docket No. 060001-EI – Fuel and Purchased Power Cost Recovery Clause with Generating Performance Incentive Factor.

Docket No. 041291-EI – Petition for Authority to Recover Prudently Incurred Storm Restoration Costs Related to 2004 Storm Season that Exceed Storm Reserve Balance, by Florida Power and Light Company.

Issued: November 6, 2006

Recommendation: Acknowledge Receipt

8. Public Official Bond for Mr. Frank T. Gaylord, who was unopposed in his election to the Board of Trustees, North Lake County Hospital District Board, Seat One, for a term ending November 8, 2006. His second term will be from November 8, 2006 to November 2, 2010 - Acknowledge Receipt

9. Annual Appropriation Resolution No. 2006-11, from the Arlington Ridge Community Development District, relating to the annual appropriations, and adopting the Budget for the Fiscal Year beginning October 1, 2006 and ending September 30, 2007 - Acknowledge Receipt

**IV. COUNTY MANAGER'S CONSENT AGENDA** (Tabs 3 through Tab 23)

**Community Services**

Tab 3 Adoption of the FY 06/07 annual Plan of Service and Combined Budget for the Lake County Library System.

RECOMMENDATION: Approval

Tab 4 Approval of the FY 2006-07 Community Development Block Grant (CDBG) Funding Approval/Agreement, authorize the Chairman to sign it, and direct the Department of Community Services to implement the programs covered under the Agreement.

RECOMMENDATION: Approval

Tab 5 Approve and authorize the Chairman to sign the First Amendment to the FY 2005-06 Community Development Block Grant (CDBG) Partnership Agreement between the Forest Hills-Lake Mack Association and the County – Commission District 5.

RECOMMENDATION: Approval

Tab 6 Approval to allow the County Manager or his/her designee to approve check requests for the Affordable Housing programs not to exceed \$35,000.00.

RECOMMENDATION: Approval

**Economic Growth and Redevelopment**

Tab 7 Approval to be a sponsor of the Lake County Days 2007 to be held in Tallahassee on Wednesday, February 7, 2007 and Thursday, February 8, 2007 in the amount of \$5,000.00.

RECOMMENDATION: Approval

**Employee Services**

Tab 8 Approve the update to the County's Section 125 Plan (Flexible Spending Program) and approval and signature of the resolution.

RECOMMENDATION: Approval

Tab 9 Approve the revision of the Drug Free Workplace Policy.

RECOMMENDATION: Approval

Tab 10 Approve the revision of the Violence Policy – LCC-74.

RECOMMENDATION: Approval

### **Growth Management**

Tab 11 Request for approval and execution of a Release of Fine, Property Owner: Shelly and Annie Lou Johnson Hawkins, Code Case # CEB 313-00 – Commission District 4.

RECOMMENDATION: Approval

Tab 12 Request for approval and execution of a Release of Fine, Property Owner: Charles Donniss McCann, Jr., Code Case #2002020167 – Commission District 5.

RECOMMENDATION: Approval

Tab 13 Request for approval and execution of a Release of Fine, Property Owner: Donald K. Lewis, Code Case #CEB 137-99 – Commission District 3.

RECOMMENDATION: Approval

### **Procurement**

Tab 14 Approve and execute the First Amendment to Professional Engineering Consultants, Inc. to extend the contract through September 30, 2007.

RECOMMENDATION: Approval

Tab 15 Approval to (1) declare the items on the attached lists as surplus to county needs, (2) authorize the removal of all of the items on the attached lists from the County's official fixed asset inventory system records, and (3) authorize the Procurement Services Director to sign the vehicle titles. The items on the attached lists have been declared surplus by their respective agencies due to age, wear, and obsolescence.

RECOMMENDATION: Approval

Tab 16 Approve the contract for Construction Manager (CM) services in support of the Umatilla Health Clinic under RSQ #05-147 to R.D. Michaels, Inc.

RECOMMENDATION: Approval

Tab 17 Approve and execute a contract with Moffatt & Nichol, Inc. in the total amount of \$350,834.25.

RECOMMENDATION: Approval

**Public Safety**

Tab 18 Approval by the Lake County Board of County Commissioners for (1) the FY 07 Members Project – Special Appropriation 1589A Agreement in the amount of \$1,000,000.00; and (2) the attached Resolution to authorize appropriation and expenditure of unanticipated funds.

RECOMMENDATION: Approval

**Public Works**

Tab 19 Approval to accept the following listed public right of way deeds that have been secured in conjunction with roadway and/or stormwater projects: one statutory warranty deed, one quitclaim deed, two temporary non-exclusive construction easement & perpetual wall & grading easement – Commission Districts 2 and 3.

RECOMMENDATION: Approval

Tab 20 Approval and signature of Resolution to advertise a public hearing, Vacation Petition No. 1083, Charles E. Bailes, Jr. – Representative C. David Brown, to vacate tracts and rights of way in the Plat of Monte Vista Park Farms, located in Sections 9 & 16, Township 23 S, Range 26E, in the Clermont area – Commission District 2.

RECOMMENDATION: Approval

Tab 21 Approval and signature of Resolution to advertise a public hearing, Vacation Petition No. 1099, Marjorie Morphet, to vacate a right of way, in the Plat of Groveland Farms, located in Section 9, Township 23 S, Range 24E, in the Groveland area – Commission District 2.

RECOMMENDATION: Approval

Tab 22 Approval and signature of Resolution to advertise a public hearing, Vacation Petition No. 1100, A. Tom Harb, to vacate unnamed right of way, in the Plat of Plaza Collina, located in Section 25, Township 22 S, Range 26R, in the Clermont area – Commission District 2.

RECOMMENDATION: Approval

Tab 23 Authorization to accept the final plat for Harbor Pines, and all areas dedicated to the public as shown on the Harbor Pines plat, accept a maintenance bond in the amount of \$29,754.91, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Howard W. Marshall, and execute a resolution accepting the following road into the County Road Maintenance System: Briarcliff Circle (Co. Road No. 4580F). Harbor Pines consists of 42 lots and is located in Section 21, Township 19 South, Range 27 East – Commission District 4.

RECOMMENDATION: Approval

**V. COUNTY ATTORNEY CONSENT AGENDA**

Tab 24 Authorization to make application for tax deed by county on all parcels (except homestead on property valued greater than \$5,000.00) and homestead property where total taxes due are greater than \$100.00.

RECOMMENDATION: Approval

**VI. PRESENTATIONS**

Tab 25 Presentation of the annual education impact fee report by Bonnie Penner, Chief Financial Officer, Lake County Schools.

**VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS**

**Community Services**

Tab 26 Selection of a winner for the "Name the Bus" contest and naming of the bus system.

**Public Works**

Tab 27 Accept the attached deed with the county then accepting responsibility for road maintenance as outlined in the attached 2002 agreement – Commission District 3.

**VIII. PUBLIC HEARINGS – 9:00 A.M. or as Soon Thereafter**

Tab 28

**PUBLIC HEARING:** Approval of proposed ordinance amending Section 14.11.00 of the Land Development Regulations to allow for the recognition of Fractional Sections for purposes of creating parcels five (5) acres or larger when created through the Minor or Agriculture lot split process.

**IX. OTHER BUSINESS**

**X. REPORTS**

County Attorney

County Manager

Discussion of December Board Meetings

Commissioner Hill – District #1

Commissioner Renick – District #2

Commissioner Stivender – District #3

Commissioner Stewart – District #4

Commissioner Cadwell – Vice Chairman and District #5

**CITIZEN QUESTION AND COMMENT PERIOD**

At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

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**Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.**

**Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.**

TENTATIVE AGENDA

NOVEMBER 28, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

TENTATIVE AGENDA

DECEMBER 5, 2006

9:00 A.M. Regular Meeting

TENTATIVE AGENDA

DECEMBER 12, 2006

9:00 A.M. Regular Meeting/Tentative

TENTATIVE AGENDA

DECEMBER 19, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

TENTATIVE AGENDA

JANUARY 2, 2006

9:00 A.M. Regular Meeting

TENTATIVE AGENDA

JANUARY 9, 2006

9:00 A.M. Regular Meeting/Tentative

TENTATIVE AGENDA

JANUARY 16, 2006

9:00 A.M. Regular Meeting

TENTATIVE AGENDA

JANUARY 23, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

TENTATIVE AGENDA

FEBRUARY 6, 2006

9:00 A.M. Regular Meeting

TENTATIVE AGENDA

FEBRUARY 13, 2006

9:00 A.M. Regular Meeting/Tentative

**TENTATIVE AGENDA**

**FEBRUARY 20, 2006**

**9:00 A.M.            Regular Meeting**

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**TENTATIVE AGENDA**

**FEBRUARY 27, 2006**

**9:00 A.M.            Regular Meeting (Zoning and Road Vacations)**

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